

**BILL****SECTION 100**

1       **SECTION 100.** 60.76 (1) (a) of the statutes is renumbered 60.76 (1) and amended  
2 to read:

3       60.76 (1) ELECTION OF OFFICERS. ~~Except as provided in par. (b), the~~ The  
4 commission shall organize by electing one of its members president and appointing  
5 a secretary and treasurer.

6       **SECTION 101.** 60.76 (1) (b) of the statutes is repealed.

7       **SECTION 102.** 60.785 (2) (b) of the statutes is amended to read:

8       60.785 (2) (b) Within 60 days after the referendum, the appropriate town board  
9 shall ~~appoint or provide for the~~ initial election of commissioners ~~or constitute itself~~  
10 ~~as the commission~~ for the consolidated district, as provided in s. 60.74.

11       **SECTION 103.** 66.0217 (10) (b) of the statutes is renumbered 66.0217 (10) (b)  
12 (intro.) and amended to read:

13       66.0217 (10) (b) (intro.) For purposes of this section, if a number of electors  
14 cannot be determined on the basis of reported election statistics, the number shall  
15 be determined ~~in accordance with s. 60.74 (6).~~ as follows:

16       **SECTION 104.** 66.0217 (10) (b) 1. to 3. of the statutes are created to read:

17       66.0217 (10) (b) 1. The area of the territory in square miles shall be divided by  
18 the area, in square miles, of the municipality in which it lies.

19       2. The vote for governor at the last general election in the municipality within  
20 which the territory lies shall be multiplied by the quotient determined under subd.  
21 1.

22       3. If a territory lies in more than one municipality, the method of determination  
23 under subds. 1. and 2. shall be used for each part of the territory which constitutes  
24 only a fractional part of any area for which election statistics are available.

25       **SECTION 105.** 66.0219 (2) (a) of the statutes is amended to read:

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1           66.0219 (2) (a) If, prior to the date set for hearing upon an application filed  
2           under sub. (1) (b), there is filed with the court a petition signed by a number of  
3           qualified electors residing in the territory equal to at least a majority of the votes cast  
4           for governor in the territory at the last gubernatorial election or the owners of more  
5           than one-half of the real property in assessed value in the territory, protesting  
6           against the annexation of the territory, the court shall deny the application for an  
7           annexation referendum. If a number of electors cannot be determined on the basis  
8           of reported election statistics, the number shall be determined in accordance with s.  
9           ~~60.74 (6)~~ 66.0217 (10) (b).

10           **SECTION 106.** 66.0227 (3) of the statutes is amended to read:

11           66.0227 (3) The governing body of a city, village or town involved may, or if a  
12           petition conforming to the requirements of s. 8.40 signed by a number of qualified  
13           electors equal to at least 5% of the votes cast for governor in the city, village or town  
14           at the last gubernatorial election, demanding a referendum, is presented to it within  
15           30 days after the passage of either of the ordinances under sub. (2) shall, submit the  
16           question to the electors of the city, village or town whose electors petitioned for  
17           detachment, at a referendum election called for that purpose not less than 42 days  
18           nor more than 72 days after the filing of the petition, or after the enactment of either  
19           ordinance. The petition shall be filed as provided in s. 8.37. If a number of electors  
20           cannot be determined on the basis of reported election statistics, the number shall  
21           be determined in accordance with s. ~~60.74 (6)~~ 66.0217 (10) (b). The governing body  
22           of the municipality shall appoint 3 election inspectors who are resident electors to  
23           supervise the referendum. The ballots shall contain the words "For Detachment"  
24           and "Against Detachment". The inspectors shall certify the results of the election by  
25           their attached affidavits and file a copy with the clerk of each town, village or city

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involved, and none of the ordinances may take effect nor be in force unless a majority of the electors approve the question. The referendum election shall be conducted in accordance with chs. 6 and 7 to the extent applicable.

**SECTION 107.** 67.05 (5) (a) of the statutes is amended to read:

67.05 (5) (a) Whenever an initial resolution has been so adopted by the governing body of a town, the clerk of the municipality shall immediately record the resolution and call a special election for the purpose of submitting the resolution to the electors of the municipality for approval. This paragraph does not apply to bonds issued to finance low-interest mortgage loans under s. 62.237, unless a number of electors equal to at least 15% of the votes cast for governor at the last general election in their town sign and file a petition conforming to the requirements of s. 8.40 with the town clerk requesting submission of the resolution. Whenever a number of electors cannot be determined on the basis of reported statistics, the number shall be determined in accordance with s. ~~60.74 (6)~~ 66.0217 (10) (b). If a petition is filed, the question submitted shall be whether the resolution shall or shall not be approved. This paragraph is limited in its scope by sub. (7).

**SECTION 108.** 67.05 (7) (b) of the statutes is amended to read:

67.05 (7) (b) An initial resolution adopted by the governing body of a city for an issue of bonds for purposes specifically enumerated in sub. (5) need not be submitted to the electors under sub. (5) unless, within 30 days after the adoption thereof, a petition conforming to the requirements of s. 8.40 requesting such submission, signed by electors numbering at least 10% of the votes cast for governor in the city at the last general election, is filed in the office of the city clerk. Whenever a number of electors cannot be determined on the basis of reported statistics, the number shall be determined in accordance with s. ~~60.74 (6)~~ 66.0217 (10) (b). Any

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1 initial resolution may, in the discretion of the governing body, by separate recorded  
2 resolution, be submitted to popular vote without a petition.

3 **SECTION 109.** 67.05 (7) (e) of the statutes is amended to read:

4 67.05 (7) (e) An initial resolution adopted by the governing body of a city or  
5 village for an issue of bonds to create a revolving fund out of which to advance the  
6 cost of any work for which special assessments may be levied, in anticipation of the  
7 collection by the city or village treasurer of the special assessments, special  
8 improvement certificates and improvement bonds, made or issued for the cost  
9 thereof, need not be submitted to the electors under sub. (5) unless, within 30 days  
10 after the adoption thereof, a petition conforming to the requirements of s. 8.40  
11 requesting such submission, signed by electors numbering at least 10% of the votes  
12 cast for governor in the city or village at the last general election, is filed in the office  
13 of the city or village clerk. Whenever a number of electors cannot be determined on  
14 the basis of reported statistics, the number shall be determined in accordance with  
15 s. 60.74 (6) 66.0217 (10) (b). If such petition is filed, proceedings shall be had under  
16 sub. (5). Any such resolution may, in the discretion of the governing body, by separate  
17 recorded resolution, be submitted to popular vote without the filing of a petition.

18 **SECTION 110.** 200.09 (1) of the statutes is amended to read:

19 200.09 (1) A district formed under this subchapter shall be governed by a  
20 5-member commission ~~appointed~~ elected for staggered 5-year terms. ~~Except as~~  
21 ~~provided in sub. (11), except that upon creation of a district, the initial~~ commissioners  
22 shall be appointed jointly by the ~~county board of the county in which the district is~~  
23 ~~located. If the district contains territory of more than one county, the county boards~~  
24 ~~of the counties not having the greatest population in the district shall appoint one~~  
25 ~~commissioner each and the county board of the county having the greatest~~

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1 ~~population in the district shall appoint the remainder. Of the initial appointments,~~  
2 ~~the appointments for the shortest terms shall be made by the counties having the~~  
3 ~~least amount of population, in reverse order of their population included in the~~  
4 ~~district governing body or bodies of each city, village, and town whose territory is~~  
5 ~~included within the district. The initial appointees shall serve for a term expiring~~  
6 ~~on the 4th Monday of April of the 2nd year beginning after their appointment.~~  
7 Commissioners shall be residents of the district. Initial appointments shall be made  
8 no sooner than 60 days and no later than 90 days after issuance of the department  
9 order forming a district or after completion of any court proceedings challenging such  
10 order. A per diem compensation not to exceed \$50 may be paid to commissioners.  
11 Commissioners may be reimbursed for actual expenses incurred as commissioners  
12 in carrying out the work of the commission.

13 **SECTION 111.** 200.09 (9) of the statutes is repealed.

14 **SECTION 112.** 200.09 (11) (a) of the statutes is repealed.

15 **SECTION 113.** 200.09 (11) (am) 1. of the statutes is renumbered 200.09 (11) and  
16 amended to read:

17 200.09 (11) ~~If the governing bodies of each city, town and village comprising a~~  
18 ~~district pass a resolution authorizing the election of commissioners to terms~~  
19 ~~succeeding the initial appointments, commissioners~~ Commissioners shall be chosen  
20 ~~to fill vacant seats elected by the electors of the district at large at the spring~~  
21 ~~elections, as defined in s. 5.02 (21), of the district at large election. Of the~~  
22 ~~commissioners who are initially elected, one shall be chosen for a term of one year;~~  
23 ~~one shall be chosen for a term of 2 years; one shall be chosen for a term of 3 years;~~  
24 ~~one shall be chosen for a term of 4 years; and one shall be chosen for a term of 5 years.~~  
25 Each commissioner may hold office until a successor is elected and qualified, except

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1 as provided in s. 17.27 (1m). Any commissioner elected for a regular or unexpired  
2 term shall take office after filing the official oath on the 4th Monday in April.

3 **SECTION 114.** 200.09 (11) (am) 2. and 3. and (b) of the statutes are repealed.

4 **SECTION 115.** 200.11 (9) of the statutes is amended to read:

5 200.11 (9) EXTRATERRITORIAL SERVICE BY CONTRACT. A district may provide  
6 service to territory outside the district, including territory in a county not in that  
7 district, under s. 66.0301, subject to ss. 200.01 to 200.15 and 200.45, except that s.  
8 ~~200.09 (1) does not require the appointment of a commissioner from that territory.~~

9 **SECTION 116.** 200.15 (4) of the statutes is repealed.

10 **SECTION 117.** 200.23 (2) of the statutes is repealed and recreated to read:

11 200.23 (2) COMPOSITION OF THE COMMISSION. (a) The commission is composed  
12 of 11 members who are elected from 11 subdistricts within the district.

13 (b) Each commissioner shall be a resident of the subdistrict from which he or  
14 she is elected. A commissioner who ceases to reside in the subdistrict from which he  
15 or she was elected vacates his or her office.

16 (c) Commissioners shall be nominated by nomination papers. Candidates for  
17 the office of commissioner shall specify on their nomination papers the subdistrict  
18 number from which they seek office. The terms of commissioners shall be 2 years,  
19 beginning on the 2nd Tuesday in July following their election, except that the terms  
20 of the members who are initially elected to office representing even-numbered  
21 subdistricts shall expire on the the 2nd Tuesday in July of the first even-numbered  
22 year following their election, and the terms of the members who are initially elected  
23 to office representing odd-numbered subdistricts shall expire on the 2nd Tuesday of  
24 July of the first odd-numbered year following their election.

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1 (d) Commissioners may be removed from office, for cause, as provided in s.  
2 17.13 (3) and may be recalled under s. 9.10. Vacancies in the office of commissioner  
3 shall be filled as provided in s. 17.27 (1g).

4 (e) No later than 5 p.m. on the 2nd Tuesday in January, the secretary of the  
5 district shall certify to the county clerk or board of election commissioners of each  
6 county in which the district is contained the names of candidates who have filed valid  
7 nomination papers for the office of commissioner and who are eligible to have their  
8 names appear on the ballot under s. 8.30. If any municipality contained within the  
9 district prepares its own ballots under s. 7.15 (2) (c), the secretary shall also certify  
10 the names of candidates to the municipal clerk or board of election commissioners  
11 of that municipality. In making these certifications, the secretary shall designate the  
12 form of each candidate's name to appear on the ballot in the manner prescribed under  
13 s. 7.08 (2) (a). If a primary is held for the office of commissioner within any subdistrict  
14 of the district, the secretary shall similarly certify the names of the candidates who  
15 have won nomination to the office of commissioner and who are eligible to have their  
16 names appear on the ballot in the manner prescribed in s. 7.08 (2) (a). The secretary  
17 shall furnish one copy of the type A notice under s. 10.01 (2) (a) to each clerk or board  
18 of election commissioners to whom a certification is required. If paper ballots are  
19 used at a district election, the secretary shall provide each municipal clerk or board  
20 of election commissioners with an adequate supply of ballots for the election at least  
21 22 days before the election. The secretary shall issue certificates of election to  
22 persons who are elected to the office of commissioner after each election in the  
23 manner provided under s. 7.53 (4).

24 **SECTION 118.** 200.25 (1) to (4) of the statutes are repealed.

25 **SECTION 119.** 200.25 (7) (a) of the statutes is repealed and recreated to read:

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1           200.25 (7) (a) Within 60 days after the municipal governing body of each  
2           municipality that is wholly or partly contained within the district enacts an  
3           ordinance or resolution under s. 5.15 dividing the municipality into wards, if the  
4           municipality is required to do so, or otherwise within 60 days after the population  
5           count by block, established in the federal decennial census of population, and maps  
6           showing the location and numbering of census blocks become available in printed  
7           form from the federal government or are published for distribution by an agency of  
8           this state, the commission shall, by a majority vote of the members of the  
9           commission, adopt a revised plan for the apportionment of subdistricts within the  
10          district. The subdistricts under the plan shall be assigned consecutive whole  
11          numbers beginning with the number one. Each subdistrict under the plan shall  
12          consist of contiguous whole wards or municipalities and shall be equal in population  
13          insofar as practicable. For purposes of this paragraph, "island territory," as defined  
14          in s. 5.15 (2) (f) 3., shall be considered contiguous to the other parts of the  
15          municipality to which it belongs. In developing the plan, the commission shall give  
16          due consideration to maintaining the compactness of subdistricts, maintaining the  
17          integrity of counties and municipalities within subdistricts, maintaining  
18          communities of interest within subdistricts, and fostering politically competitive  
19          subdistricts. The secretary of the commission shall certify and record an official copy  
20          of the plan in the office of the district. The plan shall be effective until the commission  
21          adopts a revised plan under this subsection following the next federal decennial  
22          census, unless otherwise ordered by a court under par. (b).

23           **SECTION 120.** 200.25 (8) of the statutes is repealed.

24           **SECTION 121.** 200.27 (1) of the statutes is amended to read:

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1       200.27 (1) QUORUM. Six commissioners constitute a quorum for the transaction  
2 of business. ~~If after reapportionment under s. 200.25 (7) the number of~~  
3 ~~commissioners is increased to 12 or 13, 7 commissioners constitute a quorum. If after~~  
4 ~~reapportionment under s. 200.25 (7) the number of commissioners is reduced to 9 or~~  
5 ~~10, 5 commissioners constitute a quorum.~~

6       **SECTION 122.** 200.27 (3) of the statutes is amended to read:

7       200.27 (3) CHAIRPERSON. The At a commission's first meeting after an election  
8 of commissioners the terms of whom begin on the 2nd Tuesday in July, the  
9 commission shall elect one commissioner as chairperson of the commission, for a  
10 one-year term specified by rule by the commission. The term shall begin on the date  
11 the chairperson is elected and shall end one year later, except that if a successor has  
12 not been elected by the end of the chairperson's term, the term shall end on the date  
13 on which a successor is elected. The chairperson is removable at pleasure by a  
14 majority vote of the members of the commission if a quorum is present at the meeting  
15 at which the vote occurs. The chairperson shall preside over the meetings of the  
16 commission and shall perform other duties imposed upon the chairperson by this  
17 subchapter or assigned by the commission. The commission may also appoint a vice  
18 chairperson who may exercise the powers and shall perform the duties of the  
19 chairperson in the absence or disability of the chairperson.

20       **SECTION 123.** 229.42 (3) of the statutes is amended to read:

21       229.42 (3) The district shall be governed by its board of directors and, ~~except~~  
22 ~~for the 3rd member described under sub. (4) (d) who is either a chief executive officer~~  
23 ~~of a municipality or a resident of the district, which shall be elected at large by the~~  
24 electors of the district at the spring election to serve for terms of 3 years, except as  
25 provided in sub. (7). All board members shall be residents of the district. Board

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1 members shall take office on the 4th Tuesday of April. The members who are initially  
2 appointed to serve as the board of directors under sub. (7) may not act until all of the  
3 persons appointed to its board are certified under s. 229.435. The board of directors  
4 shall adopt bylaws to govern the district's activities, subject to this subchapter.

5 **SECTION 124.** 229.42 (4) (intro.) of the statutes is renumbered 229.42 (4) and  
6 amended to read:

7 229.42 (4) If the sole sponsoring municipality is a 1st class city, the board of  
8 directors shall consist of 15 members, ~~who shall be qualified and appointed, subject~~  
9 ~~to sub. (7) (b), as follows:.~~

10 **SECTION 125.** 229.42 (4) (a) to (f) of the statutes are repealed.

11 **SECTION 126.** 229.42 (5) of the statutes is amended to read:

12 229.42 (5) (a) If a district has 2 or more sponsoring municipalities, one of which  
13 is a 1st class city, the board of directors shall consist of 8 members ~~appointed by the~~  
14 ~~chief executive officers of the sponsoring municipalities. The allocation of~~  
15 ~~appointments by the chief executive officers and the expiration dates of the terms of~~  
16 ~~office shall be specified in the enabling resolutions. The directors shall be subject to~~  
17 ~~sub. (7) (a).~~

18 (b) If a district has 2 or more sponsoring municipalities, none of which is a 1st  
19 class city, the board of directors shall consist of 6 members ~~appointed by the chief~~  
20 ~~executive officer of each sponsoring municipality. The allocation of appointments by~~  
21 ~~the chief executive officers and the expiration dates of the terms of office shall be~~  
22 ~~specified in the enabling resolutions. The directors shall be subject to sub. (7) (a).~~

23 **SECTION 127.** 229.42 (6) of the statutes is amended to read:

24 229.42 (6) If the sole sponsoring municipality is not a 1st class city, the board  
25 of directors shall consist of 6 members, ~~all of whom shall reside in the area of the~~

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1 ~~district's jurisdiction and shall be appointed by the sponsoring municipality's chief~~  
2 ~~executive officer, subject to sub. (7) (a). The expiration dates of the members' terms~~  
3 ~~of office shall be specified in the enabling resolution. Three of the directors shall be~~  
4 ~~elected or appointed public officials of the sponsoring municipality, one shall own,~~  
5 ~~operate or manage an enterprise that is located within the district's jurisdiction and~~  
6 ~~that has a significant involvement with the hotel, motel and lodging industry, one~~  
7 ~~shall own, operate or manage an enterprise that is located within the district's~~  
8 ~~jurisdiction and that has a significant involvement with the food and beverage~~  
9 ~~industry and one shall be an at-large appointment who is an employee or officer of~~  
10 ~~a private sector entity.~~

11 **SECTION 128.** 229.42 (7) (a) of the statutes is amended to read:

12 229.42 (7) (a) Appointments Initial appointments or appointments to fill  
13 vacancies in the membership of the board of directors by the chief executive officer  
14 under subs. (5) and (6) of a sponsoring municipality shall be subject to confirmation  
15 by the governing body of the sponsoring municipality. The terms of office of the public  
16 sector members of the board of directors shall be 3 years and shall expire upon the  
17 earlier of a date specified in the enabling resolution or the expiration of their  
18 respective terms of public office. The terms of office of the members who are officers  
19 or employees of a private sector entity shall be 3 years, except that for the initial  
20 appointments for or, if there is more than one sponsoring municipality, by the  
21 governing body of each sponsoring municipality. In a newly created district, the  
22 initial members shall be appointed by the chief executive officer of the sponsoring  
23 municipality or, if there is more than one sponsoring municipality, by a committee  
24 consisting of the chief executive officers of the sponsoring municipalities. Of the  
25 members of the board of directors who are initially elected to office, the secretary of

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1 the district shall designate, no later than November 15 preceding the date of the  
2 spring election at which members of the board of directors are initially elected,  
3 one-third of the appointments of such members shall to be elected for one-year terms  
4 expiring on the 4th Tuesday of April of the 3rd year beginning after the date of  
5 creation of the district, one-third shall to be elected for 2-years terms expiring on the  
6 4th Tuesday of April of the 4th year beginning after the year in which the district is  
7 created, and one-third shall to be elected for 3-years terms expiring on the 4th  
8 Tuesday of April of the 5th year beginning after the year in which the district is  
9 created. If the number of members who are officers or employees of a private sector  
10 entity of the board of directors is not divisible by 3, for the initial appointments of  
11 such members for a newly created district, the secretary of the district shall  
12 designate, no later than November 15 preceding the date of the spring election at  
13 which district board members are initially elected approximately one-third of the  
14 appointments shall members to be for one year elected for terms expiring on the 4th  
15 Tuesday of April of the 3rd year beginning after creation of the district,  
16 approximately one-third shall of the members to be for 2 years elected for terms  
17 expiring on the 4th Tuesday of April of the 4th year beginning after creation of the  
18 district, and approximately one-third shall of the members to be for 3 years. No  
19 members who are officers or employees of a private sector entity may serve more than  
20 2 consecutive full terms. Members may be removed from the board of directors prior  
21 to the expiration of their terms only by the chief executive officer and only for  
22 malfeasance or nonfeasance in office elected for terms expiring on the 4th Tuesday  
23 of April of the 5th year beginning after creation of the district.

24 **SECTION 129.** 229.42 (7) (b) 1. of the statutes is renumbered 229.42 (7) (b) and  
25 amended to read:

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1           229.42 (7) (b) ~~Subject to subds. 2. and 3., the~~ The terms of office of the  
2 individuals who are initially appointed to serve as members of the board shall be 3  
3 years, except that for the initial appointments for of directors in a newly created  
4 district, as specified in the enabling resolution, 4 of the appointments shall be for one  
5 year, 4 appointments, including the 3 members appointed under sub. (4) (d), shall be  
6 for 2 years and 4 appointments shall be for 3 years. The cochairpersons of the joint  
7 committee on finance or their designees shall serve on the board for a term that is  
8 concurrent with their terms in office and the comptroller's appointment shall be for  
9 the comptroller's tenure in his or her position expire on the 4th Tuesday of April of  
10 the 2nd year beginning after the year in which the district is created.

11           **SECTION 130.** 229.42 (7) (b) 2. and 3. of the statutes are repealed.

12           **SECTION 131.** 229.42 (7) (c) of the statutes is created to read:

13           229.42 (7) (c) Vacancies in the membership of the board of directors may be  
14 filled for the residue of the unexpired term by appointment of the chief executive  
15 officer of the sponsoring municipality, or if there is more than one sponsoring  
16 municipality, by a committee consisting of the chief executive officers of each  
17 sponsoring municipality, subject to confirmation under par. (a).

18           **SECTION 132.** 229.435 of the statutes is amended to read:

19           **229.435 Certification of names of initial board members.** Within 30 days  
20 after a sponsoring municipality files an enabling resolution under s. 229.42 (1) (b),  
21 ~~each person who may appoint members to a board of directors under s. 229.42 (4),~~  
22 ~~(5) or (6)~~ the clerk of the sponsoring municipality, or if there is more than one  
23 sponsoring municipality, the clerk of each sponsoring municipality shall certify to  
24 the department of administration the names of the persons who are initially  
25 appointed to serve as members of the board of directors under s. 229.42 (5) or (6) or,

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1 if the sole sponsoring municipality is a 1st class city, the names of the persons  
2 appointed to the board of directors under s. 229.42 (4).

3 **SECTION 133.** 229.66 (2) (intro.) of the statutes is renumbered 229.66 (2) and  
4 amended to read:

5 229.66 (2) A district is governed by its district board. The district board shall  
6 consist of 13 members, who shall be elected at large by the electors of the district at  
7 the spring election to serve for terms of 4 years, except as provided in sub. (3). All  
8 district board members shall be residents of the district. District board members  
9 shall take office on July 1. The district board may adopt bylaws to govern the  
10 district's activities, subject to this subchapter. Subject to sub. (3), the district board  
11 shall consist of the following members:

12 **SECTION 134.** 229.66 (2) (a) to (g) of the statutes are repealed.

13 **SECTION 135.** 229.66 (3) of the statutes is amended to read:

14 229.66 (3) Upon creation of a district, the initial district board members shall  
15 be appointed jointly by a committee consisting of the chief executive officers of each  
16 county that is contained within the district, subject to confirmation by the county  
17 board of each such county. The terms of office of the district board members who are  
18 initially appointed to office shall expire on July 1 of the 2nd year beginning after the  
19 creation of the district. Upon making an appointment under sub. (2), the appointing  
20 authorities committee shall certify the names of the appointees to the secretary of  
21 administration. The term of office of 50% of the persons appointed under sub. (2) (a)  
22 is 2 years, and the term of office of the other 50% of the persons appointed under sub.  
23 (2) (a) is 4 years, except that if an odd number of persons is appointed under sub. (2)  
24 (a), there shall be one more office with a term of 4 years than there are offices with  
25 terms of 2 years, and except that for the initial appointments for a newly created

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1 ~~district the initial terms shall expire on July 1 of the 2nd year beginning after~~  
2 ~~creation of a district for persons appointed to 2-year terms, and the initial terms~~  
3 ~~shall expire on July 1 of the 4th year beginning after creation of a district for persons~~  
4 ~~appointed to 4-year terms. Persons appointed under sub. (2) (a) may be removed~~  
5 ~~from the district board before the expiration of their terms by the appointing~~  
6 ~~authority but only for cause, as defined in s. 17.001. Vacancies for persons appointed~~  
7 ~~under sub. (2) (a) shall in the membership of the district board may be filled by the~~  
8 ~~appointing authority who appointed the person whose office is vacant. A person~~  
9 ~~appointed to fill a vacancy under sub. (2) (a) shall serve for the remainder of the term~~  
10 ~~to which he or she is appointed. All of the appointing authorities shall ensure, to the~~  
11 ~~greatest extent possible, that the membership of the board is diverse with respect to~~  
12 ~~race. Of the persons appointed under sub. (2), not more than 4 may reside in any one~~  
13 ~~county for the residue of the unexpired term in the same manner as initial~~  
14 ~~appointments are made. Of the district board members who are initially elected to~~  
15 ~~office, the secretary of the district shall designate, no later than November 15~~  
16 ~~preceding the date of the spring election at which district board members are initially~~  
17 ~~elected, 3 to serve for terms expiring on July 1 of the 3rd year beginning after the year~~  
18 ~~in which the district is created, 3 to serve for terms expiring on July 1 of the 4th year~~  
19 ~~beginning after the year in which the district is created, 3 to serve for terms expiring~~  
20 ~~on July 1 of the 5th year beginning after the year in which the district is created, and~~  
21 ~~4 to serve for terms expiring on July 1 of the 6th year beginning after the year in~~  
22 ~~which the district is created.~~

23 **SECTION 136.** 229.66 (4) of the statutes is amended to read:

24 229.66 (4) The governor shall select the chairperson of the district board and  
25 the district board shall elect from its membership a chairperson, vice chairperson,

**BILL**

1 ~~a secretary, and a treasurer. A majority of the current membership of the district~~  
2 ~~board constitutes a quorum to do business. The district may take action based on the~~  
3 ~~affirmative vote of a majority of those directors who are present at a meeting of the~~  
4 ~~district board.~~

5 **SECTION 137.** 229.66 (6) of the statutes is amended to read:

6 229.66 (6) Upon the appointment and qualification of a majority of the  
7 members of ~~a~~ the district board in a newly created district, the district board may  
8 ~~exercise the powers and duties of a district board under this subchapter.~~

9 **SECTION 138.** 229.822 (2) (intro.) of the statutes is renumbered 229.822 (2) and  
10 amended to read:

11 229.822 (2) A district is governed by its district board. ~~Subject to sub. (3), the~~  
12 ~~district board shall consist of the following members who shall be appointed not later~~  
13 ~~than 30 days after the creation of a district: The district board shall consist of 8~~  
14 members, who shall be elected at large by the electors of the district at the spring  
15 election to serve for terms of 2 years, except as provided in sub. (3). All board  
16 members shall be residents of the district. District board members shall take office  
17 on July 1.

18 **SECTION 139.** 229.822 (2) (a) to (c) of the statutes are repealed.

19 **SECTION 140.** 229.822 (3) of the statutes is amended to read:

20 229.822 (3) Upon creation of a district, the initial district board members shall  
21 be appointed jointly by a committee consisting of the chief elected officials of the city  
22 and county in which the football stadium is located and the chief elected official of  
23 any municipality that has a boundary at the time of creation of the district that is  
24 contiguous to a boundary of the site of the football stadium. The initial district board  
25 members shall be appointed not later than 30 days after the creation of a district.

**BILL****SECTION 140**

1 Upon making an appointment under sub. (2), the appointing authorities committee  
2 shall certify the appointees name of each appointee to the secretary of  
3 administration. ~~The terms of office of the persons appointed under sub. (2) shall be~~  
4 ~~2 years expiring on July 1, except that the initial terms shall expire on July 1 of the~~  
5 ~~4th year beginning after the year of creation of a district. Persons appointed under~~  
6 ~~sub. (2) serve at the pleasure of their appointing authorities, and may be removed~~  
7 ~~before the expiration of their terms. The terms of office of the district board members~~  
8 ~~who are initially appointed to office shall expire on July 1 of the 2nd year beginning~~  
9 ~~after the year in which the district is created. Vacancies shall in the membership of~~  
10 ~~the district board may be filled by the appointing authority who appointed the person~~  
11 ~~whose office is vacant. A person appointed to fill a vacancy under sub. (2) shall serve~~  
12 ~~for the remainder of the unexpired term to which he or she is appointed unless~~  
13 ~~removed at an earlier time. The appointing authorities shall confer with one another~~  
14 ~~regarding their appointments with a view toward achieving diversity on the district~~  
15 ~~board for the residue of the unexpired term in the same manner as initial~~  
16 ~~appointments are made. Of the district board members who are initially elected to~~  
17 ~~office, the secretary of the district shall designate, no later than November 15~~  
18 ~~preceding the date of the spring election at which district board members are initially~~  
19 ~~elected, 4 to serve for terms expiring on July 1 of the 3rd year beginning after the year~~  
20 ~~in which the district is created and 4 to serve for terms expiring on July 1 of the 4th~~  
21 ~~year beginning after the year in which the district is created.~~

22 **SECTION 141.** 229.822 (6) of the statutes is amended to read:

23 229.822 (6) Upon the appointment and qualification of a majority of the  
24 members of ~~a~~ the district board in a newly created district, the district board may  
25 exercise the powers and duties of a district board under this subchapter.

**BILL**

1       **SECTION 142.** 229.842 (1) (b) of the statutes is amended to read:

2       229.842 (1) (b) The sponsoring city's common council adopts a resolution that  
3       approves the mayor's proclamation, and delivers a copy of the resolution to the  
4       governor. ~~The resolution under this paragraph may contain a procedure that the~~  
5       ~~mayor must follow in appointing persons to the board under sub. (2) (c).~~

6       **SECTION 143.** 229.842 (2) (intro.) of the statutes is renumbered 229.842 (2) and  
7       amended to read:

8       229.842 (2) A district is governed by its district board. If the sponsoring city is  
9       a 1st class city, sub. (4) applies but pars. (a) to (d) and sub. (3) do not apply and the  
10      ~~1st class city's common council shall determine the membership, structure,~~  
11      ~~qualifications and selection procedures for the district board. If the sponsoring city~~  
12      ~~is not a 1st class city, the district board shall consist of the following members, subject~~  
13      ~~to sub. (4):~~ The district board shall consist of 13 members, who shall be elected at  
14      large by the electors of the district at the spring election to serve for terms of 4 years,  
15      except as provided in sub. (3). District board members shall take office on July 1.

16      **SECTION 144.** 229.842 (2) (a) to (d) of the statutes are repealed.

17      **SECTION 145.** 229.842 (3) (a) (intro.) of the statutes is renumbered 229.842 (3)  
18      (a) and amended to read:

19      229.842 (3) (a) ~~The persons~~ Upon creation of a district, the initial district board  
20      members shall be jointly appointed under sub. (2) (b) to (d) shall serve staggered  
21      terms of 4 years expiring on by a committee consisting of the governor, the mayor of  
22      the sponsoring city, and the county executive or board chairperson of the county in  
23      which the greatest portion of the population of the city is located. Upon making an  
24      appointment, the committee shall certify the name of each appointee to the secretary  
25      of administration. The terms of office of the district board members who are initially

**BILL****SECTION 145**

1 appointed to office shall expire on July 1 of the 2nd year beginning after the year in  
2 which the district is created. Of the district board members who are initially elected  
3 to office, the secretary of the district shall designate, no later than November 15  
4 preceding the date of the spring election at which district board members are initially  
5 elected, 3 to serve for terms expiring on July 1, except that: of the 2nd year beginning  
6 after the year in which the district is created, 3 to serve for terms expiring on July  
7 1 of the 4th year beginning after the year in which the district is created, 3 to serve  
8 for terms expiring on July 1 of the 5th year beginning after the year in which the  
9 district is created, and 4 to serve for terms expiring on July 1 of the 6th year  
10 beginning after the year in which the district is created.

11 **SECTION 146.** 229.842 (3) (a) 1. to 4. of the statutes are repealed.

12 **SECTION 147.** 229.842 (3) (b) of the statutes is repealed.

13 **SECTION 148.** 229.842 (3) (c) of the statutes is amended to read:

14 229.842 (3) (c) ~~Persons appointed under sub. (2) (b) to (d)~~ Each district board  
15 member must have resided within 25 miles of the sponsoring city's city hall for at  
16 least one year before their appointment. ~~Persons appointed under sub. (2) (b) to (d)~~  
17 ~~may be removed from the district board before the expiration of their terms by the~~  
18 ~~appointing authority but only for cause, as defined in s. 17.001~~ taking office.  
19 Vacancies shall in the membership of the district board may be filled by the  
20 appointing authority who appointed the person whose office is vacant in the same  
21 manner as initial appointments are made. A person appointed to fill a vacancy under  
22 ~~sub. (2) (b) to (d)~~ shall serve for the remainder of the unexpired term to which he or  
23 she is appointed. ~~The appointing authorities shall confer with one another regarding~~  
24 ~~their appointments with a view toward achieving diversity on the district board.~~

25 **SECTION 149.** 229.842 (4) of the statutes is repealed.

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1           **SECTION 150.** 229.842 (7) of the statutes is amended to read:

2           229.842 (7) Upon the initial appointment and qualification of at least 7 of the  
3 members of a district board, the district board may exercise the powers and duties  
4 of a district board under this subchapter.

5           **SECTION 151. Nonstatutory provisions.**

6           (1) ELECTION OF INITIAL TECHNICAL COLLEGE DISTRICT BOARDS. Notwithstanding  
7 section 38.08 (6) of the statutes, as created by this act, within 60 days after the  
8 effective date of this subsection, the appointment committee of each technical college  
9 district shall adopt and transmit to the secretary of each technical college district  
10 board and the director of the state technical college system board an initial  
11 districting plan for election districts as required by section 38.08 (6) of the statutes,  
12 as created by this act. The state technical college system board shall review and  
13 determine its approval or disapproval of each plan as promptly as possible. If a plan  
14 is rejected, the appointment committee shall submit a new plan for approval.  
15 Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the state technical  
16 college system board may promulgate the plan as an emergency rule under section  
17 227.24 of the statutes without providing evidence that promulgating a rule under  
18 this subsection as an emergency rule is necessary for the preservation of the public  
19 peace, health, safety, or welfare, and is not required to provide a finding of emergency  
20 for a rule promulgated under this subsection. Notwithstanding section 227.24 (1) (c)  
21 of the statutes, an emergency rule promulgated under this subsection applies until  
22 a rule replacing that rule takes effect or until the actions specified in section 227.24  
23 (1) (d) of the statutes occur, whichever is sooner. Notwithstanding section 227.19 (4)  
24 to (6) of the statutes, the rule replacing a valid emergency rule adopted under this  
25 subsection may not contain any substantive change from the emergency rule.

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1           (2) TECHNICAL COLLEGE DISTRICT BOARDS; TRANSITIONAL TERMS. Notwithstanding  
2 chapter 269, laws of 1981, section 22, and section 38.08 (1) (b) of the statutes, as  
3 affected by this act, the members of each technical college district board who hold  
4 office on the effective date of this subsection shall cease to hold office on July 1, 2009.  
5 At the 2009 spring election, 9 members shall be elected to each technical college  
6 district board for terms commencing on July 1, 2009. The persons elected to  
7 represent election districts numbered 1 and 2 at that election shall serve for terms  
8 of one year, the persons elected to represent election districts numbered 3 and 4 at  
9 that election shall serve for terms of 2 years, the persons elected to represent election  
10 districts numbered 5 and 6 at that election shall serve for terms of 3 years, and the  
11 persons elected to represent election districts numbered 7, 8, and 9 at that election  
12 shall serve for terms of 4 years.

13           (3) TECHNICAL COLLEGE DISTRICT BOARDS; VACANCIES. Notwithstanding section  
14 38.10, 2003 stats., the appointment committee of each technical college district shall  
15 not make any appointment to a technical college district board for the purpose of  
16 filling a vacancy resulting from expiration of a term of office after the effective date  
17 of this subsection.

18           (4) METROPOLITAN SEWERAGE DISTRICT INITIAL APPORTIONMENT PLAN.  
19 Notwithstanding section 200.25 (7) (a) of the statutes, as affected by this act, the  
20 initial plan of apportionment of subdistricts within any metropolitan sewerage  
21 district created under section 200.23, 2003 stats., that is in existence on the effective  
22 date of this subsection shall be prescribed in accordance with this subsection. For  
23 the purpose of implementing an initial plan of apportionment in any such district,  
24 there is created a legislative special committee to be called the joint committee for  
25 Milwaukee Metropolitan Sewerage District subdistricting. The committee shall

**BILL**

1 consist of 5 representatives to the assembly and 5 senators, with 4 members in each  
2 house representing the majority party and one member in each house representing  
3 the minority party. Members shall be appointed in the same manner as members of  
4 standing committees are appointed in their respective houses. Each house shall  
5 ensure that at least 3 of the members representing that house represent legislative  
6 districts that include territory lying within the metropolitan sewerage district that  
7 is being apportioned. The committee shall recommend an initial plan of  
8 apportionment of the subdistricts within the metropolitan sewerage district in the  
9 form of a bill which shall be introduced by the committee. The plan shall be based  
10 upon the most recent federal decennial census of population on the effective date of  
11 this subsection. In prescribing its recommended plan of apportionment, the  
12 committee shall adhere to the same standards that are applicable to a metropolitan  
13 sewerage commission in prescribing a plan of apportionment under section 200.25  
14 (7) (a) of the statutes, as affected by this act. Each house of the legislature shall  
15 consider the bill within 45 days of introduction. If the bill introduced by the  
16 committee is passed by the legislature but does not become law, the committee shall  
17 recommend an alternative bill prescribing subdistricts within the metropolitan  
18 sewerage district which shall be considered in a like manner. The committee ceases  
19 to exist upon enactment of a bill recommended by the committee.

20 (5) METROPOLITAN SEWERAGE COMMISSION UNDER S. 200.23; TERM EXPIRATION.  
21 Notwithstanding section 200.25 (1), 2003 stats., the terms of office of the members  
22 of each metropolitan sewerage commission created under section 200.23, 2003 stats.,  
23 that is in existence on the effective date of this subsection shall expire on the date  
24 of commencement of the terms of office of their successors elected under section  
25 200.23 (2) of the statutes, as affected by this act.

**BILL****SECTION 151**

1           (6)     OTHER METROPOLITAN SEWERAGE COMMISSIONS; INITIAL TERMS.  
2     Notwithstanding section 200.09 (1) of the statutes, as affected by this act, the terms  
3     of office of the commissioners of each metropolitan sewerage district organized under  
4     subchapter I of chapter 200 of the statutes that is in existence on the effective date  
5     of this subsection shall expire on the 4th Monday of April of 2009. At the 2009 spring  
6     election in each such district, one commissioner shall be elected for a term expiring  
7     on the 4th Monday of April 2010; one commissioner shall be elected for a term  
8     expiring on the 4th Monday of April 2011; one commissioner shall be elected for a  
9     term expiring on the 4th Monday of April 2012; one commissioner shall be elected  
10    for a term expiring on the 4th Monday of April 2013; and one commissioner shall be  
11    elected for a term expiring on the 4th Monday of April 2014.

12           (7) TOWN SANITARY DISTRICT COMMISSIONS; INITIAL TERMS. Notwithstanding  
13    section 60.75 (2) of the statutes, as affected by this act, the terms of office of the  
14    commissioners of each town sanitary district commission that is in existence on the  
15    effective date of this subsection shall expire on the 3rd Monday of April of 2009. At  
16    the 2009 spring election in each such district, one commissioner shall be elected for  
17    a term expiring on the 3rd Monday of April of 2011; one commissioner shall be elected  
18    for a term expiring on the 3rd Monday of April of 2013; and one commissioner shall  
19    be elected for a term expiring on the 3rd Monday of April of 2015.

20           (8) LOCAL EXPOSITION DISTRICT BOARDS OF DIRECTORS; INITIAL TERMS.  
21    Notwithstanding section 229.42 (3) of the statutes, as affected by this act, the terms  
22    of office of the members of the board of directors of each exposition district created  
23    under subchapter II of chapter 229 of the statutes that is in existence on the effective  
24    date of this subsection shall expire on the 4th Tuesday of April of 2009. At the 2009  
25    spring election in each such district, the secretary of each such district shall, no later

**BILL**

1 than November 15 preceding the date of the election at which district board members  
2 are initially elected, designate one-third, or if the number of board members is not  
3 divisible by 3, approximately one-third of the board members to be elected for terms  
4 expiring on the 4th Tuesday of April of 2010; one-third or approximately one-third  
5 of the board members to be elected for terms expiring on the 4th Tuesday of April of  
6 2011; and one-third or approximately one-third of the board members to be elected  
7 for terms expiring on the 4th Tuesday of April of 2012.

8 (9) LOCAL PROFESSIONAL BASEBALL PARK DISTRICT BOARD MEMBERS; INITIAL TERMS.  
9 Notwithstanding section 229.66 (2) of the statutes, as affected by this act, the terms  
10 of office of the members of the district board of each professional baseball park  
11 district created under subchapter III of chapter 229 of the statutes that is in  
12 existence on the effective date of this subsection shall expire on July 1, 2009. At the  
13 2009 spring election in each such district, the secretary of the district shall, no later  
14 than November 15 preceding the date of the election, designate 3 of the district board  
15 members to be elected for terms expiring on July 1, 2010, 3 of the district board  
16 members to be elected for terms expiring on July 1, 2011, 3 of the district board  
17 members to be elected for terms expiring on July 1, 2012, and 4 of the district board  
18 members to be elected for terms expiring on July 1, 2013.

19 (10) LOCAL PROFESSIONAL FOOTBALL STADIUM DISTRICT BOARD MEMBERS; INITIAL  
20 TERMS. Notwithstanding section 229.822 (2) of the statutes, as affected by this act,  
21 the terms of office of the members of the district board of each professional football  
22 stadium district created under subchapter IV of chapter 229 of the statutes that is  
23 in existence on the effective date of this subsection shall expire on July 1, 2009. At  
24 the 2009 spring election in each such district, the secretary of the district shall  
25 designate 4 of the district board members to be elected for terms expiring on July 1,

## BILL

1 2010 and 4 of the district board members to be elected for terms expiring on July 1,  
2 2011.

3 (11) LOCAL CULTURAL ARTS DISTRICT BOARD MEMBERS; INITIAL TERMS.  
4 Notwithstanding section 229.842 (2) of the statutes, as affected by this act, the terms  
5 of office of the members of the district board of each cultural arts district created  
6 under subchapter V of chapter 229 of the statutes that is in existence on the effective  
7 date of this subsection shall expire on July 1, 2009. At the 2009 spring election in  
8 each such district, the secretary of the district shall, no later than November 15  
9 preceding the date of the election, designate 3 of the district board members to be  
10 elected for terms expiring on July 1, 2010, 3 of the district board members to be  
11 elected for terms expiring on July 1, 2011, 3 of the district board members to be  
12 elected for terms expiring on July 1, 2012, and 4 of the district board members to be  
13 elected for terms expiring on July 1, 2013.

14 *INS* *62-13* **SECTION 152. Effective dates.** This act takes effect on August 1, 2008, except  
15 as follows:

16 (1) The treatment of sections 17.01 (10m), 17.02 (2), 17.17 (2), 17.27 (3), 38.04  
17 (15), 38.08 (1) (a), (b), and (c), (1g), (2), (2m), and (6), and 38.10 of the statutes takes  
18 effect on July 1, 2009.

19 (2) The treatment of sections 5.15 (1) (c) and (2) (f) 6., 5.58 (2m) (with respect  
20 to the election of metropolitan sewerage commissioners in districts created under  
21 section 200.23 of the statutes), 5.60 (4m), 7.10 (1) (a), 7.51 (3) (b) and (d), (4) (b), and  
22 (5), 7.53 (3n), 7.60 (4) (a) (with respect to the election of metropolitan sewerage  
23 commissioners in districts created under section 200.23 of the statutes) and (5) (a)  
24 (with respect to the election of metropolitan sewerage commissioners in districts  
25 created under section 200.23 of the statutes), 7.70 (3) (d) (with respect to the election

**BILL**

1 of metropolitan sewerage commissioners in districts created under section 200.23 of  
2 the statutes), 8.10 (6) (f), 8.11 (2g) (a), 9.10 (1) (a) (with respect to the election of  
3 metropolitan sewerage commissioners in districts created under section 200.23 of  
4 the statutes), (2) (d), (3) (a) (with respect to the election of metropolitan sewerage  
5 commissioners in districts created under section 200.23 of the statutes), (4) (a) (with  
6 respect to the election of metropolitan sewerage commissioners in districts created  
7 under section 200.23 of the statutes) and (d) (with respect to the election of  
8 metropolitan sewerage commissioners in districts created under section 200.23 of  
9 the statutes), and (7) (with respect to the election of metropolitan sewerage  
10 commissioners in districts created under section 200.23 of the statutes), 10.05, 11.02  
11 (3) (with respect to the election of metropolitan sewerage commissioners in districts  
12 created under section 200.23 of the statutes) and (9), 11.26 (1) (d) 2. and (2) (e) 2.,  
13 11.31 (1) (g) 1. d., 17.01 (11n), 17.13 (intro.) and (3), 17.27 (1g) and (1m) (title), 200.23  
14 (2), 200.25 (1) to (4), (7) (a), and (8), and 200.27 (1) and (3) of the statutes takes effect  
15 on November 15 following the effective date of a plan of apportionment enacted in  
16 the manner described under SECTION 151 (4) of this act.

17 (3) ~~The treatment of~~ SECTION 151 (4), (5), (6), (7), (8), ~~(9), (10), and (11)~~ of this  
18 act takes effect on the day after publication.

19 (4) The treatment of sections 17.02 (5) and 17.17 (2m) of the statutes takes  
20 effect on the 4th Monday of April 2009.

21 (END)

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**2007-2008 DRAFTING INSERT**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0271/3ins  
JTK.....

INS 6A:

X  
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This bill creates a special committee for each local professional baseball park district that is in existence on the day the bill becomes law (presently the only district that exists encompasses the Milwaukee area). The committee consists of the county executive (or the county board chairperson if there is no executive) of each county that has territory within the district. The committee is directed to report to the 2009 legislature when it convenes concerning the committee's recommendation for a selection process to select the members of the district board of the district.

INS 62-13:

→ ~~(12)~~ PROCESS FOR SELECTION OF DISTRICT BOARD MEMBERS IN LOCAL PROFESSIONAL BASEBALL PARK DISTRICTS. (a) There is created a special committee for each local professional baseball park district that is in existence on the effective date of this subsection. The committee shall consist of the county executive of each county having territory within the district on that date, or the chairperson of the county board of supervisors if there is no executive. Within 30 days after the effective date of this subsection, the county executive or board chairperson of the county within the district having the largest population on the effective date of this subsection shall call an initial meeting of the committee. At the initial meeting, the committee shall elect a chairperson, vice chairperson, and secretary. The committee may call upon any county having territory within the district to provide staffing assistance to the committee and may assess all counties having territory within the district for reasonable staffing costs in a manner determined by the committee. Each county shall provide the assistance requested and shall pay the assessments imposed.

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(b) The special committee shall report to the 2009 legislature when it convenes, in the same manner as provided in section 13.172 (2) of the statutes, concerning the

committee's recommendation for a selection process to select the members of the district board of the local professional baseball park district.